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8 **United States District Court**
9 **Central District of California**
10 **Western Division**
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12 **BOBBY JOE FLOYD,**

13 **Petitioner,**

14 **v.**

15 **UNITED STATES OF AMERICA,**

16 **Respondent.**
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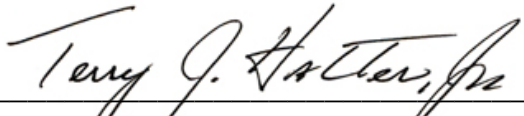
CV 16-06995 TJH
CR 94-00587 HLH

Order

18 The Court has considered Petitioner Bobby Joe Floyd's motion for an indicative
19 ruling pursuant to Fed. R. App. P. 12.1 as to whether the Court would grant a motion
20 to reconsider its July 31, 2017, order denying the petition to vacate, set aside, or
21 correct Petitioner's sentence under 28 U.S.C. § 2255, together with the moving papers.

22 Because the July 31, 2017, order was premised upon a factual mistake as to
23 Petitioner's date of sentencing, the Court would grant a motion for reconsideration if
24 the Ninth Circuit Court of Appeals remands this case and if Petitioner moved the Court
25 to reconsider.

26 Date: August 11, 2017
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Terry J. Haller, Jr.
Senior United States District Judge